UNITED STATES DISTRICT COURT EASTERN DISTRICT OF NORTH CAROLINA WESTERN DIVISION

ANGIE KIELISZEWSKI AND LYNNANN WARE, individually and on behalf of all others similarly situated,

Plaintiffs,

v.

RELIAS LLC,

Defendant.

Case No. 5:25-cv-00043-M-RN

RELIAS LLC'S MOTION TO DISMISS

Defendant Relias LLC ("Relias") moves under Rule 12(b)(1) of the Federal Rules of Civil Procedure to dismiss all claims in the Amended Complaint filed by Plaintiffs.

The reasons are based on the arguments and authorities set forth in the accompanying Memorandum of Law in Support of this Motion. Relias respectfully moves this Court to grant this motion and dismiss Plaintiffs' Amended Complaint in this action with prejudice.

Respectfully submitted, this 8th day of April, 2025.

SMITH, ANDERSON, BLOUNT, DORSETT, MITCHELL & JERNIGAN, L.L.P.

/s/ H. Hunter Bruton

H. Hunter Bruton North Carolina State Bar No. 50601 David A. Senter, Jr. North Carolina State Bar No. 44782 C. Michael Anderson North Carolina State Bar No. 42646

Post Office Box 2611 Raleigh, North Carolina 27602-2611

Telephone: (919) 821-1220 Facsimile: (919) 821-6800 CLARK HILL, LLP

Christopher B. Clare North Carolina Bar No. 39582 1001 Pennsylvania Ave. NW Suite 1300 South Washington, D.C. 20004 Telephone: (202) 572-8671 cclare@clarkhill.com

Chirag H. Patel*
130 E Randolph St, Ste. 3900
Chicago, IL 60601
cpatel@clarkhill.com

Myriah V. Jaworski*

hbruton@smithlaw.com dsenter@smithlaw.com manderson@smithlaw.com 600 West Broadway, Suite 500 San Diego, CA 92101 mjaworski@clarkhill.com

*pro hac vice forthcoming

Counsel for Relias LLC

CERTIFICATE OF SERVICE

I certify that I electronically filed this document with the Clerk of Court using the CM/ECF System, which will send notification of the filing to all counsel of record.

This 8th day of April, 2025.

/s/ H. Hunter Bruton
H. Hunter Bruton